

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NORTH CAROLINA
WILMINGTON DIVISION**

IN RE:

**CASE NO. 18-03333-5-SWH
CHAPTER 13**

Charlie Jacob Sammis
1012 Steeplechase Road
Wilmington, NC 28412-7206
SSN:: xxx-xx-3814

DEBTOR

DEBTORS VERIFIED MOTION TO EXTEND AUTOMATIC STAY

Now comes the Debtor, by and through counsel, and move this court to order, under 11 U.S.C. § 362(c)(3), that the full protections of the automatic stay be extended in this case until terminated under 11 U.S.C. § 362(c)(1) or (2), or until further order of the court. In support of this motion, the Debtor shows the court as follows:

1. The Debtor filed the above-captioned case on July 2, 2018.

2. On September 21, 2017 the Debtor filed a prior chapter 13 case bearing the assigned Case No. 17-04639-5-SWH, in the Eastern District of North Carolina. The court dismissed that case on January 24, 2018. The dismissal of the prior case was because of the following (*mark all that apply*):

- ☐ Debtor or Debtors' immediate family incurred significant medical expenses;
- ☐ Debtor lost job/ had hours reduced/had wages reduced;
- ☐ Debtor incurred a significant expense on primary residence;
- ☐ Debtor incurred a significant expense on primary vehicle;
- ☐ Debtor was owed money by a third party (such as child support, alimony, worker's compensation) and was not paid (*if so, list source of money **);
- ☐ Debtor incurred a significant expense related to a dependent (*if so, provide details*): *
- ☒ Other * Debtor incurred significant and unexpected medical expenses for himself(back issues)

3. The Debtors circumstances has substantially changed because (*mark all that apply*):

- ☐ Debtor now has new income in the form of additional work hours, an additional job, additional wages from previous job, and/or a new job. Provide details: *
 - ☐ Debtor now has new income in the form of monetary assistance from a third party individual (*provide details*): *
 - ☐ Debtor now has new income in the form of monetary assistance from a third party organization (*provide details*): *
 - ☐ Debtor now has more available income in the form of reduced expenses (*provide details*): *
 - ☒ Other: * The medical issue is now under control and there are no further medical expenses expected.
4. As required by E.D.N.C. LBR 4001-1 (d)(1), this motion (*mark appropriate box*)
- ☐ is filed within five (5) days of the petition date
 - ☒ is NOT filed within five (5) days of the petition date.

5. The Debtor has demonstrated by clear and convincing evidence that the current case is filed in good faith. The Debtors circumstances has substantially changed so that the reason for dismissal in the prior case is not likely to recur and this case can be completed.

Wherefore, the Debtors pray for the court to enter an order extending the automatic stay as to all creditors until it would terminate under 11 U.S.C. §§ 362(c)(1) or (2), or until further order of the court, and for such further relief as the court deems just and appropriate.

Dated:

July 26, 2018

s/Christian B. Felden
Christian B. Felden, Esquire
FELDEN and FELDEN, P.A.
Attorneys for the Debtor

DECLARATION

Under penalty of perjury, I, Charlie Jacob Sammis hereby certify that I have personal knowledge of all the information contained in the pleading above and all the information is true and accurate, to the best of my knowledge.


(Signed)

Sworn and subscribed to me this the 25th day of July, 2018



Notary Public
STATE OF NORTH CAROLINA
Notary Seal
County of New Hanover

Nicholas L. Stafford
Notary Public
New Hanover County, NC
My Commission Expires 6/12/2021

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NORTH CAROLINA
WILMINGTON DIVISION**

IN RE:

**CASE NO. 18-03333-5-SWH
CHAPTER 13**

Charlie Jacob Sammis
1012 Steeplechase Road
Wilmington, NC 28412-7206
SSN: xxx-xx-3814

DEBTOR

NOTICE OF MOTION AND CERTIFICATE OF SERVICE

TO: All Parties In Interest

NOTICE IS HEREBY GIVEN of the Motion For An Order Continuing the Automatic Stay of Section 362 filed simultaneously herewith by the attorney for the movant in the above-captioned case; and

FURTHER NOTICE IS HEREBY GIVEN that objections to the proposed Motion may be filed with the Clerk, U.S. Bankruptcy Court – EDNC, P O Box 791, Raleigh, North Carolina 27602, with a copy served on the attorney whose name appears on the bottom of this Notice, within FOUR (4) days of the mailing of this notice. A hearing will be conducted on said objection unless the Court, in its discretion, deems a hearing unnecessary, or unless a hearing is requested by the party filing such request. If a hearing is required, it will be held on July 31, 2018 at 10:00AM, at US Bankruptcy Court, Century Station Federal Building, Second Floor Courtroom, 300 Fayetteville Street, Raleigh, North Carolina, 27601. Any party requesting a hearing shall appear at said hearing in support of such request or he may be assessed with Court costs. If no request for hearing is timely fixed, the Court may rule on the Motion and response thereto ex parte without further notice.

DATE OF NOTICE: July 26, 2018

S/Christian B. Felden
Christian B. Felden, Esquire
North Carolina Bar No. 37438
FELDEN and FELDEN, P.A.
Attorney for the Debtor
PO Box 1399
Jacksonville, NC 28541-1399
(888)808-9291
(888) 808-9991fax
cbfelden@feldenandfelden.com

CERTIFICATE OF SERVICE

I, Christian B. Felden, Attorney at Law certify:

That I am, and at all time hereinafter mentioned was, more than 18 years of age.

That on the 26th day of July, 2018. Copies of the foregoing Motion and Notice were served upon the following by depositing the same in the United States mail, postage pre-paid, addressed as follows:

Joseph A. Bledsoe, III, By electronic mail
And IJohnson@rms13.org
PO Box 1618
Chapter 13 Trustee
New Bern, NC 28563-1618

Charlie Jacob Sammis
1012 Steeplechase Rd
Wilmington, NC 28412-7206

all parties on attached matrix.

I certify under penalty of perjury that the foregoing is true and correct.

DATED: July 26, 2018

S/Christian B. Felden
Christian B. Felden, Esquire

Label Matrix for local noticing
0417-5
Case 18-03333-5-SWH
Eastern District of North Carolina
Raleigh
Thu Jul 26 14:12:55 EDT 2018

U. S. Bankruptcy Court
300 Fayetteville Street, 4th Floor
P.O. Box 791
Raleigh, NC 27602-0791

AT&T
PO Box 537104
Atlanta, GA 30353-7104

Ad Astra Recovery
7330 W 33rd St N Ste 118
Wichita, KS 67205-9370

Bridge Property Mgmt, LLC
111 E Sego Lily Dr Ste 400
Sandy, UT 84070-4422

Bug N A Rug
670 Wellington Ave
Wilmington, NC 28401-7614

CMG GROUP LLC - BMG
WILLIAMSON AND BROWN, LLC
4691 Clifton Pkwy
Hamburg, NY 14075-3201

Casa Linda Furniture, Inc
4815 Whittier Blvd
Los Angeles, CA 90022-3023

Chrysler Capital
P.O. Box 961275
Fort Worth, TX 76161-0275

Chrysler Capital
PO Box 961279
Fort Worth, TX 76161-0279

Client Service, Inc
3451 Harry S Truman Blvd
Saint Charles, MO 63301-9816

Coastal Carolina Surgical Associates, PA
1411 Physicians Drive
Wilmington, NC 28401-7338

Coastal Finance Co, Inc
3602 Market St
Wilmington, NC 28403-1326

Coastal Surgery Specialists/Dr. Weinberg
1411 Physicians Dr
Wilmington, NC 28401-7338

Columbia Anesthesia Group
400 NE Mother Joseph Pl
Vancouver, WA 98664-3200

Columbia Collectors
1104 Main St Ste 311
Vancouver, WA 98660-2955

Credit First NA
PO Box 81344
Cleveland, OH 44188-0001

Duke Energy Progress
PO Box 1771
Raleigh, NC 27602-1771

ECEPII, PA
4402 Shipyard Blvd
Wilmington, NC 28403-6161

Enhanced Recovery Corp
8014 Bayberry Rd
Jacksonville, FL 32256-7412

Financial Data Services
PO Box 688
Wrightsville Beach, NC 28480-0688

First Mortgage Company, LLC
PO Box 14576
Oklahoma City, OK 73113-0576

First Premier Bank
3820 N Louise Ave
Sioux Falls, SD 57107-0145

Flagship Credit Acceptance
PO Box 3807
Coppell, TX 75019-4354

Ford Dental Group
PO Box 5790
Huntington Beach, CA 92615-5790

Gillespie and Murphy
PO Box 888
New Bern, NC 28563-0888

(p)GOLD KEY CREDIT INC
PO BOX 15670
BROOKSVILLE FL 34604-0122

Hunter Werfield
4620 Woodland Corporate Blvd
Tampa, FL 33614-2415

IC Systems
PO Box 64378
Saint Paul, MN 55164-0378

Lendmark Financial Services
5120 S College Rd Ste 115
Wilmington, NC 28412-2268

MEDAC 4402 Shipyard Blvd Wilmington, NC 28403-6161	Midland Funding, LLC PO Box 939069 San Diego, CA 92193-9069	New Hanover Regional Medical Center PO Box 9000 Wilmington, NC 28402-9000
O'Brien Service Company, Inc PO Box 12788 Wilmington, NC 28405-0138	Online Collection Services PO Box 1489 Winterville, NC 28590-1489	PMAB, LLC 4135 Southstream Blvd Ste 400 Charlotte, NC 28217-4636
Paragon Revenue Group 216 Le Phillip Ct NE Concord, NC 28025-2954	Rapid Cash 3849 SE Powell Blvd Portland, OR 97202-1719	Regional Finance 2316 S 17th St Ste 120 Wilmington, NC 28401-7913
Solstas Lab Partners PO Box 35907 Greensboro, NC 27425-5907	(p)SPRINT NEXTEL CORRESPONDENCE ATTN BANKRUPTCY DEPT PO BOX 7949 OVERLAND PARK KS 66207-0949	Stern Recovery Services 415 N Edgeworth St Ste 210 Greensboro, NC 27401-2071
SunTrust Bank Attn: Support Services PO Box 85092 Richmond, VA 23285-5092	T Mobile/T-Mobile USA Inc by American InfoSource LP as agent PO Box 248848 Oklahoma City, OK 73124-8848	TEN DOLLAR PAYDAY LOAN.COM WILLIAMSON AND BROWN, LLC 4691 Clifton Pkwy Hamburg, NY 14075-3201
TekCollect PO Box 1269 Columbus, OH 43216-1269	Time Financing Service 1950 S 17th St Wilmington, NC 28401-6627	US Department of Education PO Box 7860 Madison, WI 53707-7860
Wilmington Pathology Associates, PA 1915 S 17th St Ste 100 Wilmington, NC 28401-6683	Charlie Jacob Sammis 1012 Steeplechase Rd Wilmington, NC 28412-7206	Christian Bennett Felden Felden and Felden, P.A. P.O. Box 1399 Jacksonville, NC 28541-1399
Joseph A. Bledsoe III PO Box 1618 New Bern, NC 28563-1618		

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g) (4).

Goldkey Credit, Inc PO Box 15670 Brooksville, FL 34604-0122	Sprint 6391 Sprint Pkwy Overland Park, KS 66251-6100
---	--

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(u)First Mortgage Company, LLC

End of Label Matrix	
Mailable recipients	51
Bypassed recipients	1
Total	52